



IN THE HIGH COURT OF AT BILASPUR CHHATTISGARH

M.A.NO.(C) 539 / 2006

Single Bench

Appellant
Insurer

:

✓ Divsional Manager
I.C.I.C.I. Lombard General
Insurance Company Ltd.,
Divisional Office, Kolkatta-
(W.B.),
Through - Branch Manager
I.C.I.C.I. Lombard General
Insurance Company Ltd., Jain
Plaza, C.M.D. Chowk, Link
Road, Bilaspur-(C.G.)

Versus

Respondents

:

1/

Narayan Singh Barman,
S/o Lakhon Singh Barman,
Aged about 30 years,
R/o Village Parasiya,
Tehsil - Mungeli,
Dist : Bilaspur-(C.G.)

-- CLAIMANT--

2/

Narayan Prasad
S/o Chaitram Yadav,
Aged about 22 years,
R/o Hirri Mines 70 Unit,
Tehsil - Takhatpur,
Dist : Bilaspur-(C.G.)

-- DRIVER--

3/

Manjit S/o Ram Narayan
Singh
Aged about 40 years,
R/o Rajendra Nagar,
P.S. - Civil Line Bilaspur,
Dist : Bilaspur-(C.G.)

--INSURED--

APPEAL U/S 173 OF THE MOTOR VEHICLES ACT

P.R. No. 2631/06
Presented by Mr. Rajendra Singh
dated 12/9/06

मामला क्रमांक ...M.A.(C.) No. 535/ सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11-12-2006 Shri Raj Awasthy, learned counsel for the appellant. Heard on I.A.No.4073/2006 which is an application for taking document on record. Learned counsel for the appellant submits that the amount as required under Section-173 of Motor Accident Claims Tribunal has been deposited with the learned M.A.C.T. I.A.No.4073/2006 is allowed. Also heard on I.A.No.4074/2006 which is an application for granting exemption from filing permission under Section-170 of Motor Vehicle Act. Prayer is allowed. Heard on admission. The only point urged by learned counsel for the appellant in this appeal is that the premium shown in the photocopy of the policy filed by the claimant/applicant before the learned Motor Accident Claims Tribunal was not received by the Insurance Company. Upon careful perusal of Para-13 of the impugned award, it is clear that the witness Kushal Pole (N.A.W.-1) for the Insurance Company did not specifically deny this fact. The conclusion drawn by the learned Motor Accident Claims Tribunal that the offending vehicle was insured by the appellant-herein, therefore, cannot be faulted with. In the result, this Miscellaneous Appeal is devoid of any merit and is dismissed. No order as to costs.	

Sd/-
Dilip Raosaheb Deshmukh
Judge

P.T.O.